

IN THE _____ COURT OF _____ COUNTY, TENNESSEE

STATE OF TENNESSEE)

vs.)

No. _____

Charge(s): _____

**ORDER DIRECTING JUDICIAL FORENSIC HOSPITALIZATION OF DEFENDANT AT
A REGIONAL MENTAL HEALTH INSTITUTE
UNDER T.C.A. SECTION 33-7-301(b)**

This cause was heard on _____ before the Honorable _____,
Judge of Division _____, of the _____ Court of _____
County, upon the petition of _____
requesting that the defendant be judicially hospitalized under T.C.A. Section 33-7-301(b), and Title 33,
Chapter 6, Part 5, Tennessee Code Annotated. The petition is based upon the findings of this Court that the
defendant is: (Check one)

- _____ 1. Incompetent to stand trial because of mental illness, or
- _____ 2. Competent to stand trial but failure to hospitalize would create a
likelihood to cause the defendant serious harm by reason of mental illness.

At the hearing, it appeared to the satisfaction of the Court that the defendant was examined by
_____ and _____, who are
certifying professionals under T.C.A. Section 33-6-503, and who executed certificates which state that, in
their opinion, the defendant is mentally ill and, because of this illness, poses a substantial likelihood of
serious harm and is in need of care and treatment in a mental hospital; that the certificates were issued
within three (3) days of the examinations by the certifying professionals; that the certificates were introduced;
and that at least one (1) of the certifying professionals testified on his or her findings at the hearing.

As a result of the hearing, the Court finds by clear, unequivocal and convincing evidence that the defendant
is mentally ill and, because of this illness, poses a substantial likelihood of serious harm, and that all available
less drastic alternatives to commitment to a mental hospital are unsuitable. The determination of substantial
likelihood of serious harm is based upon the following standards:

1.
 - A. A person has threatened or attempted suicide or to inflict serious bodily harm on himself, OR
 - B. The person has threatened or attempted homicide or other violent behavior, OR
 - C. The person has placed others in reasonable fear of violent behavior and serious physical harm to them OR
 - D. The person is unable to avoid severe impairment or injury from specific risks, AND
2. There is a substantial likelihood that such harm will occur unless the person is placed under involuntary treatment.

Therefore, it is ORDERED:

1. The defendant is committed to the custody of the Commissioner of Mental Health and Developmental Disabilities at _____ Mental Health Institute for treatment and evaluation.

2. The Mental Health Institute shall report to this Court every six (6) months the condition of the defendant and progress toward competency to stand trial.
3. The Court Clerk shall provide a copy of this order to the Mental Health Institute.
4. The Sheriff, after arranging an appointment for admission, shall transport defendant to the Mental Health Institute and return the defendant to jail when notice is received from the Institute.

Enter this _____ day of _____, 20_____.

Approved for Entry:

Judge

Defense Attorney
Address
Phone Number

District Attorney General
Address
Phone Number